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Roots Ready Made Garments Co. W.L.L.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

ROOTS READY MADE GARMENTS CO.
W.L.L.,

Plaintiff,

v.

THE GAP, INC., a/k/a, GAP, INC., GAP
INTERNATIONAL SALES, INC., BANANA
REPUBLIC, LLC, AND OLD NAVY, LLC,

Defendants.

Case No: C 07 3363 CRB

MISCELLANEOUS ADMINISTRATIVE
REQUEST TO FILE DOCUMENTS
UNDER SEAL; [PROPOSED] ORDER

[Underlying Motion:

Date: January 25, 2008
Time: 10:00 a.m.
Place: Courtroom 8, 19th Floor
Judge: Charles R. Breyer]

Pursuant to Local Rule 79-5(c), Roots Ready Made Garments Co., W.L.L.

("Roots") hereby makes this Miscellaneous Administrative Request to File a Document Under Seal.

Roots' Opposition to Defendants' Motion to Dismiss the Second Amended Complaint ("Opposition Brief") refers to two confidential documents that Roots has designated confidential under the terms of the Protective Order entered by the Court on August 7, 2007: (i) a May 12, 2002 agreement between Roots and Gabana Gulf Distribution Ltd.; and (ii) a May 12,

1 2003 Letter of Understanding between those parties (the "Documents"). The Documents
2 contain confidential business information, and Roots' business interests would be adversely
3 affected if the contents of the Documents were revealed to third parties outside this litigation.
4 Defendants previously submitted copies of the same Documents under seal, as Ex. D to Gap's
5 Request for Judicial Admission, dated August 13, 2007.

6 On December 13, 2007, Defendants informed Roots that they were challenging
7 the confidentiality designation of the Documents. On January 7, 2008, Roots will file a motion
8 under Paragraph 13 of the Protective Order seeking an Order designating the Documents
9 confidential.

10 Roots has prepared a public version of the Opposition Brief, which it filed
11 electronically on January 4, 2008. In the public version, Roots redacted only those portions of
12 the Opposition Brief that refer to the contents of the Documents. Accordingly, Roots
13 respectfully requests that the unredacted, sealed version of the Opposition Brief, which refers to
14 the contents of the Documents, be lodged under seal in accordance with Civil Local Rule 79-5.

15
16 Respectfully submitted,

17
18 Dated: January 7, 2008

COVINGTON & BURLING LLP

19
20 /s/ Richard A. Jones
RICHARD A. JONES

21
22 **IT IS SO ORDERED.**

23 Dated: _____
24

25 BY: _____
26 CHARLES R. BREYER
27 United States District Judge
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